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5-22-01  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

GAIL GALLOWAY,

Plaintiff,

v.

PENNSYLVANIA BOARD OF  
PROBATION AND PAROLE et al.,

Defendants.

CIVIL NO. 1:CV-00-0649

FILED  
HARRISBURG, PA

MAY 21 2001

MARY E. D'ANDREA, CLERK  
Per MA  
Deputy Clerk

ORDER

Before the court are Defendant William B. Stewart's motion for summary judgment and Plaintiff's motion to compel and request for sanctions. With respect to the summary judgment motion, Plaintiff argues in his responsive brief that summary judgment is inappropriate because Defendant Stewart has failed to comply with the Federal Rules of Civil Procedure by refusing to answer Plaintiff's interrogatories. In his motion to compel, Plaintiff contends that he served said interrogatories on Defendant Stewart on February 27, 2001, more than one month before the close of discovery.

Defendant Stewart did not reply to Plaintiff's summary judgment argument, and the motion to compel was filed on May 18, 2001, therefore it is unclear whether it is Defendant Stewart's intent to respond thereto. However, the court cannot dispose of the motion for summary judgment until the pending discovery issues are resolved. Accordingly, **IT IS HEREBY ORDERED THAT** Defendant Stewart shall file a brief on or before June 1, 2001, which addresses the

issues raised by Plaintiff's brief in response to the motion for summary judgment and Plaintiff's motion to compel discovery.

  
JUDGE SYLVIA H. RAMBO  
United States District Judge

Dated: May 21, 2001

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

May 21, 2001

Re: 1:00-cv-00649 Galloway v. Pennsylvania Board o

True and correct copies of the attached were mailed by the clerk  
to the following:

Gail J. Galloway  
R.D. #1, Box 30  
Petersburg, PA 16669

Peter M. McManamon, Esq.  
Henry, Corcelius, Gates, Gill & Ody  
200 Penn Street  
P.O.Box 383  
Huntingdon, PA 16652

cc:

|                         |      |   |
|-------------------------|------|---|
| Judge                   | (X ) | ( ) Pro Se Law Clerk  |
| Magistrate Judge        | ( )  | ( ) INS   |
| U.S. Marshal            | ( )  | ( ) Jury Clerk  |
| Probation               | ( )  |   |
| U.S. Attorney           | ( )  |   |
| Atty. for Deft.         | ( )  |   |
| Defendant               | ( )  |   |
| Warden                  | ( )  |   |
| Bureau of Prisons       | ( )  |   |
| Ct Reporter             | ( )  |   |
| Ctroom Deputy           | ( )  |   |
| Orig-Security           | ( )  |   |
| Federal Public Defender | ( )  |   |
| Summons Issued          | ( )  | with N/C attached to complt. and served by:<br>U.S. Marshal ( ) Pltf's Attorney ( )                                       |
| Standard Order 93-5     | ( )  |   |
| Order to Show Cause     | ( )  | with Petition attached & mailed certified mail<br>to: US Atty Gen ( ) PA Atty Gen ( )<br>DA of County ( ) Respondents ( ) |
| Bankruptcy Court        | ( )  |   |
| Other _____             | ( )  |   |

MARY E. D'ANDREA, Clerk

DATE: May 21st, 2001

BY:

